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DATE FILED: JUN 27 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

- v. - :

JOSE ALVAREZ, :

Defendant. :

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INFORMATION

08 Cr
08 CRIM 584

COUNT ONE

The United States Attorney charges:

1. On or about March 31, 2008, in the Southern District of New York, JOSE ALVAREZ, the defendant, unlawfully, intentionally, and knowingly did distribute and possess with intent to distribute a controlled substance, to wit, 50 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack."

(Title 21, United States Code, Sections 812, 841(a), and 841(b)(1)(A); Title 18, United States Code, Section 2.)

COUNT TWO

The United States Attorney further charges:

2. On or about March 31, 2008, in the Southern District of New York, JOSE ALVAREZ, the defendant, unlawfully, intentionally, and knowingly did distribute and possess with

JUDGE PAUL G. GARDA

intent to distribute a controlled substance, to wit, 500 grams and more of mixtures and substances containing a detectable amount of cocaine.

(Title 21, United States Code, Sections 812, 841(a), and 841(b)(1)(B); Title 18, United States Code, Section 2.)

COUNT THREE

The United States Attorney further charges:

3. On or about March 31, 2008, in the Southern District of New York, JOSE ALVAREZ, the defendant, unlawfully, willfully, and knowingly, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, the offenses charged in Counts One and Two of this Information, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, to wit, ALVAREZ possessed in his house seven loaded handguns and a loaded TEC-9, which he possessed in furtherance of the narcotics crimes charged in Counts One and Two of this Information.

(Title 18, United States Code, Sections
924(c)(1)(A)(i) and 2.)


MICHAEL J. GARCIA *DMR*
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

JOSE ALVAREZ,

Defendant.

INFORMATION

08 Cr. ____

(18 U.S.C. § 924(c)(1)(A)(i) and 21
U.S.C. §§ 812, 841(a)(1) and 841(b)(1)(A)
and 841(b)(1)(B).)

MICHAEL J. GARCIA
United States Attorney.

6/27/08 Δ, produced by US Marshals, present w/ atty von Dornum.
AVSA Masella present. Δ appears & is assigned on this
information. Δ enters plea of not guilty. Court accepts plea.
Schedule set: discovery by 7/1/08, Δ's motions by 8/1/08,
Govt reply by 8/15/08, argument 8/20/08 at 4pm. All time
excluded, 105, then 8/20/08. Δ continued remanded.

Patterson, J.